2. As Honourable Members of this House are aware, under Article 342(1) of the Constitution, the President may, by public notification, specify the tribes or tribal communities or part of or groups within tribes or tribal communities which shall, for the purpose of the Constitution, be deemed to be Scheduled Tribes in relation to a State or a Union Territory as the case may be. The power to include in or exclude from the List of Scheduled Tribes specified in a Notification issued under Art. 342(1) is vested with Parliament under Art. 342(2). Accordingly, the Scheduled Castes and Scheduled Tribes Orders (Amendment) Act, 1976 was passed by Parliament and a revised List of Scheduled Castes and Scheduled Tribes in this State came into effect from 27the July 1977 after removing the area restriction that existed earlier.

3. The Constitutional position is clear in this that assuming that in the List of Scheduled Tribes notified under the Scheduled Castes and Scheduled Tribes Orders (Amendment) Act, 1976 certain "higher castes and communities" have also been included as Scheduled Tribes as alleged by the Honourable Member Sri K. Yenkatappa, it is not within our competence to remedy the situation. We can, at best, bring the matter to the notice of the Government of India.

3. I may also clarify in this connection that in our secular democracy in which all citizens are entitled to equal rights and equal opportunities, no caste can be considered 'high' or 'low'. The point for appreciation is that members belonging to certain castes, communities or tribes suffer from some basic socioeconomic disabilities, and it is an obligation cast on the State to undertake special measures to enable the members of such castes, communities or tribes to over-come their socio-economic disabilities, so that democracy becomes meaningful to them instead of remaining an empty abstration on paper.

Karnataka Bhoodana Yagna (Amendment) Bill, 1978

Introduction

MR. SPEAKER.—Now, the Hon'ble Minister for Revenue to move next motion.

SRI B. BASAVALINGAPPA (Minister for Revenue).—Sir, I beg to move.

"That leave be granted to introduce the Karnataka Bhoodana Yagna (Amendment) Bill, 1978".

ಸ್ವಾಮಿ, ಈಗ್ಗೆ ೪ ದಿವಸದ ಹಿಂದೆ ನಡೆದಂಥಾ ಒಂದು ದುರ್ಘಟನೆ ಬಗೆ ಸರ್ಕಾರದ ಗಮನಕ್ಕೆ ತರುವುದಕ್ಕೆ ಇಷ್ಟಪಡುತ್ತೇನೆ. ಆದೇನೆಂದರೆ ರಾಮನಗರದ ತಾಲ್ಲೂಕಿನಲ್ಲಿ ಒಬ್ಬ ಹುಡುಗ ಫಸ್ಟ್ ಕ್ಲಾಸ್ ಪಾಸ್ ಮಾಡಿರತಕ್ಕಂಥಾವನು ಬಸವನಹಳ್ಳಿ ಪತ್ತಿರ ಹೊಗಂತ್ತಾ ಇರುವಾಗ, ಮುಂದೆ ದೊಡ್ಡ ಅಧಿಕಾರಿಯಾಗತಕ್ಕವನು ಕಾರಿಗೆ ಸಿಕ್ಕಿ ಹಾಕಿಕೊಂಡು ಸತ್ತಿದ್ದಾನೆ.

ಅಧ್ಯಕ್ಷರು.—ತಾವು ಮಾತನಾಡತಕ್ಕಂಥಾ ವಿಚಾರವೇ ಬೇರೆ, ಕಾಲಿಂಗ್ ಅಟೆನ್‌ಷನ್‌ನಲ್ಲಿರುವ ವಿಚಾರವೇ ಬೇರೆ. ಇದಕ್ಕೆ ಸಂಬಂಧಪಟ್ಟದ್ದು ಯಾವುದಾದರೂ ಇದ್ದರೆ ಅದರ ಬಗ್ಗೆ ಸ್ಪಷ್ಟೀಕರಣ ಕೇಳಬಹುದು.

ಶ್ರೀ ಎಂ.ವಿ. ರಾಜಶೇಖರನ್.—ತಮಗೆ ಪೆಚ್ಚು ಸಿಬ್ಬಂದಿ ಇಟ್ಟುಕೊಳ್ಳುವುದಕ್ಕೆ ಅಧಿಕಾರ ಉಂಟು. ಆದುದರಿಂದ ಈಗ ೪೧ ಸಾವಿರ ಅರ್ಜಿಗಳು ಬಸ ಇವೆ ಅವನ್ನು ಎಷ್ಟು ದಿವಸದಲ್ಲಿ ತೀರ್ಮಾನ ಮಾಡುತ್ತೀರಿ?

ಶ್ರೀ ಬಿ. ಬಸವಲಿಂಗಪ್ಪ.—ಅದಷ್ಟು ಮಟ್ಟಿಗೆ ತೀರ್ಮಾನ ಮಾಡಿದ್ದಾರೆ ಎಂದು ನಾನು ಮೊದಲೇ ಹೇಳಿದನಲ್ಲಾ.

ಶ್ರೀ ಎಂ.ವಿ. ರಾಜಶೇಖರನ್.—ಮುಂದೆ ೭೦ ಸಾವಿರ ಅರ್ಜಿಗಳು ಬರತಕ್ಕಂಥಾದ್ದು ಇದೆ ಎಂದು ಹೇಳಿದ್ದಾರೆ. ಮಾನ್ಯ ಸದಸ್ಯರೊಬ್ಬರು ಬರೇ ಬೆಂಗಳೂರು ಸಿಟಿಗೆ ಮಾತ್ರ ತಿಳಿಸಿದ್ದಾರೆ. ಇನ್ನು ಬೇರೆ ಬೇರೆ ಜಿಲ್ಲೆಗಳಲ್ಲಿ ಇಡೀ ಕರ್ನಾಟಕದಲ್ಲಿ ಮುಂದೆ ಬರತಕ್ಕಂಥಾ ಅರ್ಜಿಗಳ ಬಗ್ಗೆ ಏನು ಮಾಡುತ್ತೀರಿ ಎನ್ನುವುದನ್ನು ತಿಳಿಸುತ್ತೀರಾ?

ಶ್ರೀ ಬಿ. ಬಸವಲಿಂಗಪ್ಪ.—ಮುಂದೆ ೭೦ ಸಾವಿರ ಅರ್ಜಿಗಳು ಬರುತ್ತವೆ ಅಂತ ಯಾವ ಒಂದು ಎಣಿಕೆ ಮಾಡಿಕೊಂಡು ಮಾನ್ಯ ಸದಸ್ಯರು ಹೇಳಿದ್ದಾರೋ ನನಗೆ ಗೊತ್ತಿಲ್ಲ. ಆ ವಿಷಯವಂತೂ ನನ್ನ ಗಮನಕ್ಕೆ ಬಂದಿಲ್ಲ. ಮುಂದೆ ಆ ರೀತಿ ಅರ್ಜಿಗಳು ಬಂದರೆ ಅದನ್ನು ತೀರ್ಮಾನ ಮಾಡುವುದಕ್ಕೆ ಏನು ಮಾಡುಬೇಕೋ ಅದನ್ನು ಮಾಡುತ್ತಾರೆ.

Matter under Rule 312

re: inclusion of higher caste and Communites in the List of Scheduled Tribe

ಶ್ರೀ ಜಿ.ಕೆ. ಸುಬ್ಬಯ್ಯ.—೩೧೨ನೇ ನಿಯಮದ ಮೇರೆಗೆ ಗಿರಿಜನ ಅಲ್ಲದ ಕೋಮಿನವರು ಗಿರಿಜನ ಎಂಬುದಾಗಿ ಸರ್ಟಿಫೀಕೆಟ್ ಅನ್ನು ತೆಗೆದುಕೊಂಡು ದುರುಪಯೋಗ ಪಡಿಸುತ್ತಿದ್ದಾರೆ ಅನ್ನುವ ವಿಷಯದಲ್ಲಿ ನಾನು ಸರ್ಕಾರದ ಉತ್ತರವನ್ನು ಬಯಸುತ್ತಿದ್ದೇನೆ.

SRI L. G. HAVANUR (Minister for Law, Social Welfare and Backward Classes).—Sir, in the List of Business the question of issuing certificates to persons other than the Scheduled Castes and Tribes raised by Mr. G.K. Subbaiah is not incorporated. Neverthless this question is of a general nature. The question regarding inclusion of certain higher castes and communities in the lists of Scheduled Castes and Scheduled Tribes is being included in the List of Business. There fore, I shall proceed to answer the question raised by Sri K. Yenkatappa.

Sri K. Yenkatappa has chosen to raise under Rule 312 a matter regarding the inclusion of certain higher castes and communities in the List of Scheduled Tribes.

MR. SPEAKER.—The question is:

"That leave be granted to introduce the Karnataka Bhoodana Yagna (Amendment) Bill, 1978".

The motion was adopted and the leave was granted.

SRI B. BASAVALINGAPPA.—Mr. Speaker, Sir, I beg to introduce the Karnataka Bhoodana Yagna (Amendment) Bill, 1978.

MR. SPEAKER.—The Bill is introduced. **

Karnataka Village Offices Abolition (Amendment) Bill, 1978

Introduction

SRI B. BASAVALINGAPPA.—Sir, I beg to move.

"That leave be granted to introduce Karnataka Village Offices Abolition (Amendment) Bill, 1978."

MR. SPEAKER.—The question is,

"That leave be granted to introduce the Karnataka Village Offices Abolition (Amendment) Bill, 1978."

The motion was adopted and the leave was granted.

SRI B. BASAVALINGAPPA.—Sir, I beg to introduce the Karnataka Village Offices Abolition (Amendment) Bill, 1978.

MR. SPEAKER.—The Bill is introduced. **

Karnataka SCs/STs (Prohibition of Transfer of Certain Lands) Bill, 1978.

Introduction

SRI B. BASAVALINGAPPA (Minister for Revenue).—Sir, I beg to move;

"That leave be granted to introduce the Karnataka Scheduled Castes/Scheduled Tribes (Prohibition of Transfer of Certain Lands) Bill, 1978."

MR. SPEAKER.—The question is

"That leave be granted to introduce the Karnataka Scheduled Castes/Scheduled Tribes (Prohibition of Transfer of Certain Lands) Bill, 1978."

The motion was adopted and the leave was granted.

** Bills appended as annexure to this volume.